

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION  
OF THE STATE OF CALIFORNIA**

**APPLICATION FOR SMALL POWER PLANT  
EXEMPTION FOR THE RIVERSIDE ENERGY  
RESOURCE CENTER UNITS 3 & 4**

**DOCKET No. 08-SPPE-1**

**COMMITTEE SCHEDULING ORDER**

On March 19, 2008, the City of Riverside (Applicant) submitted an Application for a small power plant exemption (SPPE) to the California Energy Commission in connection with its proposal to construct and operate the Riverside Energy Resources Center Units 3 & 4 (RERC 3 & 4). This proposed gas-fired peaking project has a capacity of approximately 95 MW and is an expansion of the existing Riverside Energy Center Units 1 & 2, a 96 MW peaking facility, which was granted a small power plant exemption by the Commission in 2004 (Docket No. 04-SPPE-1) and began operation in June 2006. With the addition of proposed Units 3 & 4, the power plant would have a nominal generating capacity of approximately 191 MW. Commercial operation is planned to begin by the summer of 2009.

The Energy Commission designated a Committee of two Commissioners to conduct proceedings on the SPPE. The Committee conducted a public site visit and informational hearing on May 12, 2008, to discuss the schedule and other issues of concern. The attached Committee Schedule is based on Applicant's and Staff's proposed schedules and related discussion at the informational hearing.

The schedule covers the period leading up to the Prehearing Conference. The balance of the schedule will be finalized at the Prehearing Conference.

Dated May 16, 2008 at Sacramento, California

Original signed by  
KAREN DOUGLAS  
Commissioner and Presiding Member  
Riverside Energy Resource Center Units 3 & 4 SPPE Committee

Original signed by  
JAMES BOYD  
Commissioner and Committee Member  
Riverside Energy Resource Center Units 3 & 4 SPPE Committee

**COMMITTEE SCHEDULE  
FOR THE  
RIVERSIDE ENERGY RESOURCE CENTER UNITS 3 & 4 SPPE**

<b><i>DATE 2008</i></b>	<b><i>EVENT</i></b>
March 19	Application for SPPE filed
May 6	Staff provides data requests to Applicant
May 8	Issues Identification Report provided by Staff
May 12	Informational Hearing and Site Visit
May 27	Applicant and Staff submit briefs on potential eligibility for exemption*
May 30	Committee decision on potential eligibility for exemption
June 6	Applicant submits data responses
June 26	Data response and issue resolution workshop
July 11	Draft initial study filed
July 23	Draft initial study workshop
July 25	Agency, applicant and public comment on the Application and Initial Study
August 6	Prehearing Conference
August 11**	Final Initial Study filed
August 22**	Evidentiary Hearings
September 11**	Committee files Proposed Decision/Negative Declaration
September 23**	Comments on the Initial Study and Proposed Decision
September 30**	Commission Decision

\*The Committee requests that Applicant and Staff submit briefs, not to exceed ten (10) pages in length, on the following topic:

**Is the proposed addition by the Riverside Units 3 & 4 Project of 95 MW to the existing 96 MW Riverside Energy Resource Center (RERC) Units 1 & 2 power plant eligible to be considered for exemption as a Small Power Plant?**

The briefs shall discuss the legal basis for exempting a proposed addition of 95 megawatts by Units 3 & 4 to an existing power plant of 96 megawatts, Units 1 & 2 of the RERC. Is the proposed Riverside Units 3 & 4 project potentially eligible for exemption as a Small Power Plant because it is less than 100 MW, or is it ineligible for exemption because the RERC facility will exceed 100 MW with the addition of Units 3 & 4? The Committee is particularly interested in a discussion of the factual planning background for the RERC in order to aid the Committee in determining whether the RERC should be

considered as a single 191 MW project or an existing 95 MW project with a 96 MW proposed addition. The Committee is also interested in gaining further understanding of the environmental review the project will undergo by other agencies should the exemption be granted, and of the history of Units 1 & 2 with respect to compliance with environmental laws, ordinances, regulations and standards.

Briefs shall be received by the Committee and served on all persons on the Proof of Service, no later than 5:00 P.M. on Tuesday, May 27, 2008.

\*\*Actual date to be determined by the Committee